

EXPRESS MAIL NUMBER
EV334061635US 05-19-03

3643

**MAY 16, 2003
RESPONSE TO RESTRICTION
REQUIREMENT**

Address to:
Commissioner for Patents
Washington, D.C. 20231

O I P E
MAY 16 2003
U. S. PATENT & TRADEMARK OFFICE
6509

Attorney Docket	YAMA-001CON9
First Named Inventor	Thomas T. Yamashita
Application Number	09/942,032
Filing Date	August 30, 2001
Group Art Unit	3643
Examiner Name	J. Gellner
Title: METHOD AND COMPOSITION FOR PROMOTING AND CONTROLLING GROWTH OF PLANTS	

Sir:

This is in response to the Restriction Requirement dated April 28, 2003. The Examiner therein required election of one of the following groups of claims:

Group I: Claims 29-36, 38-47, 50, and 51, drawn to methods of using a composition; and
Group II: Claims 37, 48 and 49 drawn to a coated seed.

Applicants hereby elect to prosecute the claims of Group I, claims 29-36, 38-47, 50 and 51, with traverse. Applicants further elect Species V, a method of treating soil. Applicants expressly reserve the right under 35 USC §121 to file a divisional application directed to the non-elected subject matter during the pendency of this application.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-0815.

Respectfully submitted,
BOZICEVIC, FIELD & FRANCIS LLP

Date: May 16, 2003

By: 

Bret E. Field
Registration No. 37,620

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DATE: May 16, 2003

THE EXPRESS MAIL NUMBER OF THE DAY IS: * EV334001635US

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EXPRESS MAIL CERTIFICATION

Date of Deposit: 5/16/2003 I hereby certify that the below-listed papers or fees were inserted into a package addressed to: Commissioner for Patents, PO BOX 1450, Alexandria, Virginia 22313-1450 and was deposited by me with the United States Postal Service "Express Mail Post Office Addressee" service under 37 C.F.R. § 1.10 on the date indicated above.

Signature M. Pierce

Date 5-16-03

Atty. Docket No.	Serial Number	Description	Atty.	Fee
YAMA-001CON9	09/942,032	Response to RR Exp mail EV334 001 635US	BEF	
STAN-186	09/877,407	Transmittal, Amendment (7 pages) Exp mail EV334 001 635US	FPB	
CORA-008CON	10/358,983	Transmittal, Fee Transmittal + copy, copy of Ntc to File Missing Parts (2 pages), IDS, 1449 (3 pages), SB/08A, copy of References Cited Exp mail EV334 001 635US	BEF	\$458

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